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UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : William Delaplaine Green Jr.
Filing Date : 08/08/2003
Art Group : 3741
Examiner : Kamen, Noah P.
Title of Invention : Two Cycle Internal Combustion Engine
Application number : 10/637,841
Confirmation number : 3345

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir,

This reply to the Office Action dated 12/17/2009 addresses the examiners concerns he explains in his action to wit:

1. The lack of a reference to no new matter in a substitute application filed 03/19/05. The application in question does not contain new matter as amended by the inventor. However, it appears that the published substitute application is not the original. If there is any question regarding this please refer to the original application filed 08/08/2003 as I believe the copy of it published appears to be a copy of the original.
2. It seems rather late for the patent office to be addressing this matter nearly 5 years after the substitute application was filed since one office after another since the filing of the substitute application has allowed many or all of the filed claims until the change of examiners all of which that had been allowed you have now withdrawn.
3. You strongly suggest a reference number be placed by the inventor next to each element claimed. This is not a requirement in claims unless the law has changed and if it had you did not mention this therefore the inventor will not resubmit these claims so amended as a competent Patent Attorney has already resubmitted them and did not follow the practice you suggested since no numbers appeared next to any elements claimed.